

1 Martha G. Bronitsky  
Chapter 13 Standing Trustee  
2 24301 Southland Dr #200  
Hayward, CA 94545-1541  
3 (510) 266 - 5580

4 Trustee for Debtor(s)

5 UNITED STATES BANKRUPTCY COURT  
6 NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

8 In re

Teresa A Scherer

Chapter 13 Case No. 10-70816-RN 13

10 debtor(s)

11 **Trustee's Motion and Declaration to**  
12 **Dismiss Proceedings and Notice Thereon**

13 TO DEBTOR(S) AND DEBTOR(S)' ATTORNEY OF RECORD:

14 Martha G. Bronitsky, Chapter 13 Standing Trustee hereby moves the court for an Order  
15 Dismissing these proceedings pursuant to 11 U.S.C. Section 1307(c) upon the grounds that the  
16 debtor(s) is in material default for the following reasons:

17 Violation of section 109(e): over secured debt limits.

18 NOTICE IS HEREBY GIVEN that debtor or the attorney of record may request a hearing in  
19 writing stating specific grounds for objecting to the dismissal of these proceedings to the court and  
20 served on the trustee no later than twenty-one (21) days from the date of service of this motion.  
21 Trustee will then schedule a hearing date and notice debtor and the attorney of record of said  
22 hearing date.

24 I declare under penalty of perjury that the foregoing is true and correct.

25 Date: September 24, 2010

/s/ Martha G. Bronitsky

Signature of Martha G. Bronitsky  
Chapter 13 Standing Trustee

1 In re

2 Teresa A Scherer

debtor(s)

Chapter 13 Case No. 10-70816-RN 13

3  
4 CERTIFICATE OF SERVICE

5 I HEREBY CERTIFY that I have served a copy of the within and foregoing document on the  
6 debtor (s), counsel for debtor (s), and if applicable, the creditor, creditor representatives and the  
registered agent for the creditor by depositing it in the United States mail with first class  
postage attached thereto.

7 I declare under penalty of perjury under the laws of the State of California that the foregoing is  
8 true and correct.

9  
10 Teresa A Scherer  
4 Mrack Court  
11 Danville,CA 94506

Bradford Hodach Atty  
1212 Broadway #706  
Oakland,CA 94612

12 (Debtor(s))

(Counsel for Debtor)

13 Date: September 24, 2010

/s/ Veronica Valdez

14 Veronica Valdez